

PATENT
 ATTORNEY DOCKET NO.: LEAPS-Con4
 CUSTOMER NO: 36038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
 In Re Application of:

Michael Seul)
)
 Serial No.: 09/690,040) Group Art Unit: 1641
)
 Filed: 10/17/2000) Examiner: P. Do
 Allowed: 7/24/2003)
 For: Light-Controlled Electrokinetic Assembly)
 of Particles Near Surfaces)

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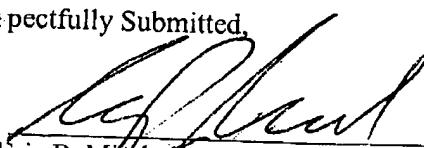
Request/Petition for Simultaneous Issue of Patent

Dear Sir:

Pursuant to MPEP 1306.2, Applicants hereby requests or in the alternative petitions for immediate issuance of the above application as a patent. The request is made now, and was not made when the issue fee transmittal was mailed to the PTO on 7/31/03, because it has since then come to the attention of Applicant that a potential competitor will commercially launch infringing subject matter within the next few days -- well before the time a patent is otherwise expected to issue. A copy of the Issue Fee Transmittal (previously sent in) follows. Please charge any fee due in connection with this request to Deposit Account No. 502088.

Respectfully Submitted,

BY


 Eric P. Mirabel
 Reg. No. 31,211
 Bioarray Solutions, Ltd.
 35 Technology Drive
 Warren NJ 07059
 (908) 226 8200 (ext 203)

Date: 9/18/03

I, Eric P. Mirabel, certify that, on the date indicated above, this correspondence and all attachments indicated herein are being faxed to the Assistant Commissioner for Patents, at (703) 746-5291

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE

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7390 07/28/2003
 Eric P. Mirabel
 Bioarray Solutions Ltd.
 35 Technology Drive
 Suite 100
 Warren, NJ 07059

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 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

Suzanne Klein	(Depositor's name)
Suzanne Klein	(Signature)
8-1-03	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/690,040	10/17/2000	Michael Seul	464.1006CON4	3560

TITLE OF INVENTION: LIGHT-CONTROLLED ELECTROKINETIC ASSEMBLY OF PARTICLES NEAR SURFACES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$650	\$0	\$650	10/28/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
DO, PENSEE T	1641	436-526000

1. Change of correspondence address or indication of "Fee Address" (if CFR 1.363).

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
 "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Custom Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. ERIC P. MIRABEL
 2. JULIE BOWKER
 3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under a separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

BIOARRAY SOLUTIONS LTD.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

WARREN, NEW JERSEY

Please check the appropriate assignee category or categories (will not be printed on the patent) individual corporation or other private group entity government

4a. The following fee(s) are enclosed:

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(Date)

7/31/03

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To:	Examiner P. Do	From:	Eric Mirabel; emirabel@bioarrays.com
Company: Group 1641		Phone: 908-226-8200, Extension 203	
Fax:	(703) 746-5291	Date:	09/18/2003
Re:	09/690,040	Pages: 3 Including cover	

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